

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

FN 2002-070412

12/10/2003

HONORABLE JOSEPH B. HEILMAN

CLERK OF THE COURT  
D. Berkland  
Deputy

IN RE THE MATTER OF  
JUDY PAULA ROBBINS

FILED: 12/18/2003

JUDY PAULA ROBBINS  
16239 W COTTONWOOD STREET  
SURPRISE AZ 85374

AND

RODNEY SCOTT ROBBINS

RODNEY SCOTT ROBBINS  
1530 W GLEN ROSA AVE  
PHOENIX AZ 85015

ALTERNATIVE DISPUTE  
RESOLUTION - CCC

MINUTE ENTRY RE:  
MATTER REFERRED TO ADR/  
TRIAL SET

3:45 p.m. This is the time set for Hearing re: Motion to Enforce Decree. Petitioner is present on her own behalf. Respondent is present on his own behalf.

A recording of this proceeding is being made by CD/video in lieu of a court reporter.

The Court notes that no Response has been filed with respect to Petitioner's Petition for Order to Show Cause re: Contempt.

Judy Robbins and Rodney Robbins are sworn.

Discussion ensues between the Court and the parties with respect to the Orders set forth in the parties' Decree of Dissolution of Marriage and the obligations that Petitioner alleges were not met by Respondent.

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

FN 2002-070412

12/10/2003

Based upon the discussion held on the record in open court,

IT IS ORDERED referring this matter to the Court's Alternative Dispute Resolution Office for the appointment of a Judge *Pro Tempore* to conduct a settlement conference. Counsel and/or the parties are instructed that ADR will not set the settlement conference and therefore they should not contact the office of ADR. Counsel and/or the parties will be notified by ADR by minute entry upon the appointment of a Judge *Pro Tempore* and at that time should contact the appointed Judge *Pro Tempore* to arrange the time and location for the settlement conference. The Judge *Pro Tempore* is requested to conduct a settlement conference before the trial date of **March 2, 2004 at 11:00 a.m.**

IT IS FURTHER ORDERED setting this matter for **Trial on March 2, 2004 at 11:00 a.m.** (1 hour allotted) before the Honorable Joseph B. Heilman, located at 14264 West Tierra Buena Lane, Courtroom 122, Surprise, Arizona 85374.

**NOTE:** Prior to all hearings or court appearances, the parties or counsel representing them are directed to check in with a member of the Court's staff in **Suite B** to advise of their presence.

All discovery shall be completed by **5:00 p.m. 30 days prior to trial.**

**PRETRIAL MATTERS**

All parties shall exchange updated Disclosure Statements pursuant to Rule 26.1 of the Arizona Rules of Civil Procedure ("A.R.Civ.P."), Spousal Affidavits, Child Support Worksheets and inventory of all disputed property by **5:00 p.m. 20 days prior to trial.** Counsel shall personally meet face to face with the opposing party, if unrepresented, or their attorney, if represented, for the exchange, and shall discuss the disputed issues, witnesses and all evidence. Where both parties are unrepresented and a valid Order of Protection has been issued, a "face to face" meeting is NOT required. Each side shall file a Notice of Disclosure pursuant to Rule 26.1(b)(1), A.R.Civ.P.

All parties shall serve final witness and exhibit lists and a separate formal written designation and disclosure of all final expert witness opinions by **5:00 p.m. 10 days prior to trial.** Such information must be reasonably disclosed on an ongoing basis pursuant to Rule 26.1 prior to this date. Any objections to the exhibits must be served and filed no later than **5:00 p.m. 5 days prior to trial.** If no objections are filed, the right to object at Trial will be deemed waived.

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

FN 2002-070412

12/10/2003

**JOINT PRETRIAL STATEMENT**

The parties shall file a Joint Pretrial Statement pursuant to Rule 16(d), Arizona Rules of Civil Procedure, and Rule 6.5, Maricopa County Local Rules, **by 5:00 p.m. 5 days prior to trial.**

The parties **shall** exchange with each other and present to the Court with the Joint Pretrial Statement all of the following: (Where both parties are unrepresented and a valid Order of Protection has been issued, the parties may file individual Pretrial Statements.)

1. A current Affidavit of Financial Circumstances completed by each party together with a written statement as to whether the parties stipulate that the affidavits of both parties may be considered as testimony by the court as if marked as exhibits and entered into evidence pursuant to *In Re Marriage of Kells*, 182 Ariz. 480, 897 P.2d 1366 (App. 1995).

2. A current Parent's Worksheet for Child Support Amount completed by each party pursuant to the Statewide Child Support Guidelines.

3. If there are disputed custody, access or visitation issues, a specific proposal for custody and visitation.

4. If the parties have a natural or an adopted minor unemancipated child in common, proof of compliance with the Parental Education Program requirements of A.R.S. §25-351 et seq.

5. If there are disputed issues regarding division of property, a current and detailed inventory and appraisal of property and assets of the parties, together with a summary proposal by each party as to how the property and assets should be divided. If possible, the court prefers a one-page statement of all property except personal property items valued at less than \$500 each.

6. If there is a disputed issue regarding the payment of attorney's fees by either party, an affidavit of the attorney's fees claimed submitted in accordance with the requirements of *Schweiger v. China Doll Restaurant, Inc.*, 138 Ariz. 183, 673 P.2d 927 (App. 1983).

Both sides **shall** bring to the Clerk of this division any exhibits to be used at the trial **by noon 5 days prior to trial.** All trial exhibits must be exchanged before that time. No duplicate exhibits shall be presented for marking.

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

FN 2002-070412

12/10/2003

IT IS FURTHER ORDERED that failure of counsel or of any party to file a proper Joint Pretrial Statement, present exhibits for marking 5 days before trial, appear at the trial and present the documents in proper form, including each and every attachment required may, in the absence of good cause shown, result in the imposition of any or all available sanctions pursuant to Local Rule 6.6 and Rule 16(f), Rules of Civil Procedure, including proceeding to hear this matter as by default, dismissal of the proceeding, continuance of the trial and monetary sanctions.

IT IS FURTHER ORDERED that, if this matter is settled and will proceed in the manner of a default or by stipulated Decree, either party may contact this division for an expedited hearing date or the parties may present a stipulated decree and all related documents for immediate entry.

IT IS FURTHER ORDERED that postponements and schedule changes will not ordinarily be granted. Such changes will be granted only in accordance with appropriate rules, based on a showing of good cause, and require the express written approval of the Court.

**IF ONLY ONE PARTY APPEARS, THE COURT MAY ENTER A DEFAULT AGAINST THE ABSENT PARTY, AND ALLOW THE PARTY THAT APPEARS TO PROCEED BY DEFAULT AND/OR ISSUE A CIVIL ARREST FOR THE PARTY WHO FAILS TO APPEAR. IF BOTH PARTIES FAIL TO APPEAR, THE ENTIRE CASE MAY BE DISMISSED, WITHOUT FURTHER NOTICE TO EITHER PARTY.**

4:00 p.m. Matter concludes.